IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY APPLICATION NO. 350 OF 2004

Associated Capsules Private Limited ..Applicant.

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Shri Rahul Chitnis with Rajat Mukherjee i/b DSK Legal
for the applicant.

CORAM: V.M.KANADE,J.

DATE: 27th August, 2004

PC:.

1. Heard the learned Counsel appearing on behalf of the applicant.

2. Applicant has filed Company Application No.350 of 2004 under section 391(1) and 394 of the Companies Act, 1956. The learned Counsel appearing on behalf of the applicant - Company submits that all the shareholders have given consent except one shareholder. The applicant - Company along with the Company Application has filed letters of consent of the shareholders which are annexed at Exhibits-"G1 to G17" to the affidavit of N.C. Asthana dated 11th August, 2004. The applicant - Company has annexed to the said affidavit at Exhibit-"H", the list of its shareholders. The applicant - Company has also annexed to the affidavit of N.C. Asthana dated 26th August, 2004 at Exhibits-C1 to C179 the consent

letters of its creditors. The applicant - Company undertakes to give notice of hearing of the petition to the shareholder who has not given consent. The applicant - Company also undertakes to give notice of hearing of the petition to all the creditors. In view of this, order is passed in terms of the minutes of the order dispensing with the holding of meeting of shareholders and creditors. Minutes of Order is taken on record and marked "X".

3. Order in terms of the minutes of the order.

V.M. KANADE, J.